



**UNITED STATES DEPARTMENT OF COMMERCE
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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY, DOCKET NO. |
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DAVID W. HIGHET
BECTION, DICKINSON & COMPANY
1 BECTON DRIVE
FRANKLIN LAKES NJ 07417

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| EXAMINER HOUTTEMAN, S |
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| ART UNIT | PAPER NUMBER |
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DATE MAILED:

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11/13/00

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



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Washington, D.C. 20231

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| EXAMINER |
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The Protester has improperly filed a Power of Attorney on 10/02/2000. The protester has no power of attorney authority. "The mere filing of a protest does not grant access. . . . Nor does the mere filing of a protest automatically mean that protestor will have any 'right' to participate to any particular degree." MPEP § 1901.07; 37 C.F.R. § 1.291(c).

Accordingly the original, and only valid, power of attorney has been restored to David Hight and correspondence will be mailed to the Becton, Dickinson address supplied in the declaration.

In a related matter, a final Office action was mailed on 12/22/99 to the protestor. Inexplicably, the address was changed some time after the mailing of the first Office action from the correct Becton, Dickinson address to that of the protestor. There is no paper in the case to explain why this address was changed. In order to clarify the record, the protestor should explain how the protesters address was added.

A copy of the final Office action will be mailed to the Becton, Dickinson address and the time period for response will be reset to three months from the mailing date of the copy of the final Office action.